THE HON'BLE SRI JUSTICE D.S.R.VARMA
AND
THE HON'BLE SRI JUSTICE D. APPA RAO

TAKEN UP WRIT PETITION No.14861 of 2007

Dated : 19-07-2007

Between :

Pingili Rajaiah,
R/o. Mentrajpalli village,
Dichpalli Mandal,
Nizamabad District.

… Petitioner.

And

The Station House Officer,
Nizamabad Rural,
Nizamabad District and another.

…Respondents.

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ORAL ORDER : (per the Hon'ble Sri Justice D.S.R.Varma)

Heard learned Assistant Government Pleader, representing the learned Advocate General appearing for the respondents.

2. This writ petition is taken up on the basis of a Fax Message, dated 10-07-2007, sent by one Sri Pingili Rajaiah, resident of

Mentrajpalli village, Dichpalli Mandal, Nizamabad District, to the Hon'ble the Chief Justice, High Court of Andhra Pradesh, Hyderabad, alleging that his brother-in-law was illegally detained since 11-00 a.m., on 08-07-2007 by the Sub-Inspector of Police, Nizamabad Rural Police Station, Nizamabad District, and apprehending danger to his life.

3. The Sub-Inspector of Police, Rural Police Station, Nizamabad District, has filed a counter affidavit stating *inter alia* that the alleged detenu is Accuse No.1 in Crime No.385 of 2007 registered for the offence under Sections 417, 419, 420, 423, 465, 467, 471 read with 34 of Indian Penal Code of Nizamabad Rural Police Station and in connection with the said crime the alleged detenu was arrested on 16-07-2007 and on the same day, he was produced before the Additional Judicial First Class Magistrate, Nizamabad, who inturn remanded him to judicial custody. By virtue of the said remand order, the alleged detenu is now lodged at District Jail, Nizamabad.

4. In view of the above said facts revealed in the counter, we do not find any merit in the writ petition and the same is liable to be dismissed.

5. Accordingly, the writ petition is dismissed, at the stage of admission. There shall be no order as to costs.

JUSTICE D.S.R. VARMA

JUSTICE D. APPA RAO

19-07-2007
Msr

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(Msr)